

REMARKS

This responds to the Office Action mailed on May 13, 2008.

Claims 6, 12, 13, and 31 are amended, no claims are canceled, and no claims are added; as a result, claims 2-10, 12-14, 17-19, 22-13, and 29-31 remain pending in this application.

Examiner Interview

Applicants thank Examiner for the interview conducted on September 15, 2008. In the course of the interview, Examiner suggested amending claim 31 using the language that finds support in the specification.

§101 Rejection of the Claims

Claim 31 was rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter. Claim 31 was amended to recite a memory device having instruction data. It is submitted that a memory device is not a transmission medium, which can also be inferred from Examiner's remarks in the Detailed Action on page 3, contrasting memory devices with transmission media. Therefore claim 31, as amended is directed to statutory subject matter. Thus, claim 31 is patentable and should be allowed.

Allowable Subject Matter

Claims 2-10, 12-14, 17-19, 22, 23 and 29-30 were allowed. Applicants thank Examiner for allowing claims 2-10, 12-14, 17-19, 22, 23 and 29-30.

CONCLUSION

Applicants respectfully submit that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicants' representative at (408) 278-4052 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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Date September 15, 2008

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 15 day of June, 2008.

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